

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TI-28564.1

Sundararajan Sriram

Examiner: **Casca, Fred**

Serial No.: **10/658,902**

Art Unit: **2617**

Filed: **09/10/2003**

Conf. No.: **3595**

For: **COMMA FREE CODES FOR FAST CELL SEARCH USING TERTIARY
SYNCHRONIZATION CHANNEL**

DECLARATION OF SHARLET HURST

I, Sharlet Hurst, do hereby declare:

1. I am currently an employee of Texas Instruments Incorporated and have been an employee of Texas Instruments Incorporated at all times from the date of the Office communication dated July 9, 2007 to the present date.
2. My official title is U.S. Patent Docketing Administrative Assistant, which means I am tasked with the duty of logging into Texas Instruments' legal data base, all incoming communications to Texas Instruments from the USPTO.
3. I have reviewed the legal data base of Texas Instruments and find no indication that an Office letter dated July 9, 2007 for the above-identified application was received by Texas Instruments prior to the copy attached to the Decision on Petition dated June 10, 2008.
4. I have further reviewed our email logs from the USPTO for: Friday July 06, 2007 (ATTACHMENT-8); Monday July 9, 2007 (ATTACHMENT-9); Tuesday July 10, 2007 (ATTACHMENT-10); Wednesday July 11, 2007 (ATTACHMENT-11); Thursday July 12, 2007 (ATTACHMENT-12); and Friday July 13, 2007 (ATTACHMENT-13). There is no indication in the above-identified email logs from the USPTO that the USPTO sent the Office communication dated July 9, 2007 on or about the above dates.
4. Being that there is no indication in Texas Instruments legal database OR in email notifications from the USPTO that an Office letter dated July 9, 2007 was ever received by Texas Instruments, I can only

conclude that Texas Instruments never received a copy of said Office letter, since if Texas Instruments had, I would have entered the information into the Texas Instruments legal database.

5. Being that I did not see a copy of said Office letter, I must presume that the Office letter was never delivered or emailed to Texas Instruments Incorporated.

6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Sharlet Hurst
Sharlet Hurst

7/17/08
Date